

Approved For Release 2002/06/14 : CIA-RDP82S0697R000400140010-0

CABLE SEC DISSEM BY 16 PER

TOTAL COPIES

RUN BY

PERSON/UNIT NOTIFIED

C O N F I D E N T I A L

X REPRODUCTION BY OTHER THAN
ISSUING OFFICE IS PROHIBITED

		STATE MESSAGE	
ADVANCE COPY ISSUED/SLOTTED	BY	AT	Z
ACTION UNIT	I N F O	R F FILE . NR JP, OGERS, PS EGG, OCILME OSR RA, OSI SF, FN, OCILWES, OSI PSTOY	1 2 3 4 5 6
T 847879	EIA000	PAGE 01	NC 59829

TOR:170925Z APR 76

State Dept. review completed

R 160732Z APR 76

FM AMEMBASSY KUALA LUMPUR
 TO RUEHC/SECSTATE WASHDC 3126
 INFO RUEHDT/US MISSION NEW YORK 673
 RUKOBT/AMEMBASSY JAKARTA 3807
 RUKOQS/AMEMBASSY SINGAPORE 5656

MALAYSIA

BT
 C O N F I D E N T I A L KUALA LUMPUR 2211
 E.O. 11652: GDS

TAGS: PLOS, MY

SUBJECT: SECRETARY'S SPEECH FOR APRIL 8 ON LOS
 REFS: (EAL STATE 085109 (B) KUALA LUMPUR 2163

SUMMARY

FOREIGN MINISTRY SECRETARY GENERAL ZAKARIA TOLD DEM
 THAT INITIAL IMPRESSION OF GOM OFFICIALS IS THAT SECRETARY'S
 APR. 8 LOS SPEECH IS POSITIVE AND A STEP FORWARD. HE DECLINED
 FURTHER SUBSTANTIVE COMMENT ON GROUNDS GOM STILL STUDYING SPEECH.
 ZAKARIA ALSO SAID HE FORESAW NO DIFFICULTY BETWEEN OUR TWO
 COUNTRIES REGARDING

"PHYSICAL ARRANGEMENTS" FOR STRAITS, BUT
 CAUTIONED THAT QUESTION OF "LEGAL REGIME" STILL IMPORTANT.
 ZAKARIA SEEMED TO BE TRYING TO NARROW IMPACT OF VERY FORTHCOMING
 STATEMENT MINISTER OF LAW KADIR HAD MADE BEFORE DEPARTURE FOR
 LOS CONFERENCE, THUS SUGGESTING THERE MAY BE DIFFERENCES BETWEEN
 MIN FORN AFFAIRS AND KADIR. WE BELIEVE KADIR HAS CONSIDERABLE
 FREEDOM OF ACTION AND RECOMMEND THAT OUR DELEGATION WORK ON HIM.
 ZAKARIA ALSO QUESTIONED OUR POSITION ON ARCHIPELAGO ISSUE.

END SUMMARY.

1, IN ABSENCE OF AMBASSADOR, DCM DELIVERED COPY OF SECRETARY'S
 APRIL 8
 SPEECH TO FOREIGN AFFAIRS SECRETARY GENERAL ZAKARIA ON APRIL 16.
 DRAWING ON REFTEL A, DCM NOTED U.S. BELIEF THAT TIME RUNNING OUT
 AND ALL NATIONS MUST MAKE SPECIAL EFFORT TO RESOLVE REMAINING
 ISSUES NOW OR ELSE FACE DANGER THAT PROGRESS MADE SINCE 1973
 WOULD BE LOST. HE REVIEWED SECRETARY'S ASSERTION THAT
 PROGRESS HAS BEEN MADE ON TERRITORIAL SEAS ISSUE, ON UNIMPEDED
 TRANSIT OF STRAITS ISSUE AND ECONOMIC ZONE ISSUE, AND THEN
 DESCRIBED MAJOR ISSUES REMAINING: MARINE SCIENCE RESEARCH, DISPUTE
 SETTLEMENT MECHANISM AND DEEP SEABED REGIME.
 2, DCM ALSO TOLD ZAKARIA WE WERE ENCOURAGED BY STATEMENTS MADE

C O N F I D E N T I A L

Approved For Release 2002/06/14 : CIA-RDP82S0697R000400140010-0

CABLE SEC DISSEM BY _____ PER _____ TOTAL COPIES _____ RUN BY _____
CONFIDENTIAL

REPRODUCTION BY OTHER THAN
ISSUING OFFICE IS PROHIBITED

PERSON/UNIT NOTIFIED _____

STATE MESSAGE

ADVANCE COPY ISSUED/SLOTTED	BY	AT	Z	1	4
ACTION UNIT	I	RF . FILE . VR .		2	5
ACTION #	N			3	6
O					

T 847879

EIA000

PAGE 02

NC 59829

TOR:170925Z APR 76

BY MINISTER OF LAW KADIR (REFTEL B) BEFORE HIS DEPARTURE FOR NEW YORK, IT LOOKED TO US THAT OUR DIFFERENCES ON QUESTION OF STRAITS TRANSIT WAS NARROW INDEED AND WE ARE OPTIMISTIC THAT COMPLETE AGREEMENT CAN BE OBTAINED.

3. ZAKARIA REPLIED BY SAYING THAT FOREIGN MINISTRY AND OTHER INTERESTED MINISTRIES ALREADY STUDYING SECRETARY'S SPEECH (WE HAD DISPATCHED COPIES TO FOREIGN MINISTRY AND OTHERS IMMEDIATELY UPON RECEIPT) AND WERE PLEASED BOTH BY ITS TONE AND SUBSTANCE. GOM AGREED COMPLETELY ON URGENCY OF ACHIEVING SETTLEMENT. HE WAS NOT YET PREPARED TO SPEAK TO SUBSTANTIVE POINTS CONTAINED IN SPEECH AS THEY WERE STILL UNDER STUDY BY "EXPERTS". HE COULD SAY, HOWEVER, GOM'S INITIAL REACTION WAS FAVORABLE AND GOM OFFICIALS GENERALLY PLEASED AS RESULT OF INITIAL READING.

4. ZAKARIA COMMENTED THAT ON QUESTION OF PASSAGE OF STRAITS HE SHARED OUR CONFIDENCE THAT ON "PHYSICAL ARRANGEMENTS" WE COULD QUICKLY REACH AGREEMENT. THERE WAS STILL QUESTION OF LEGAL REGIME. DCM EXPLAINED THAT IT WAS IMPORTANT MATTER OF PRINCIPLE FOR USG THAT INTERNATIONAL BODY--WE PREFERRED IMCO--BE APPROVING BODY FOR QUESTIONS OF CONTROLS, LIMITATIONS, ETC, IN INTERNATIONAL WATERS. THIS WAS BECAUSE WE FELT THAT SOME COUNTRIES WOULD UNILATERALLY IMPOSE COMPLETELY UNREASONABLE CONTROLS; WE HAD NO SUCH FEAR ABOUT MALAYSIA AND HAD TOLD MALAYSIA, INDONESIA AND SINGAPORE IN THE PAST THAT WE WOULD SUPPORT ANY REASONABLE CONTROLS THEY WISHED TO SUBMIT TO IMCO OR ANOTHER INTERNATIONAL BODY. ZAKARIA DID NOT BITE ON THIS BUT SAID HE HOPED THAT WE UNDERSTOOD THAT KADIR IN HIS DEPARTURE STATEMENT WAS IMPLYING SOVEREIGNTY ALTHOUGH HE DID NOT MENTION IT. HE QUICKLY ADDED THAT DESPITE THIS DIFFERENCE IN PRINCIPLE HE WAS ALSO OPTIMISTIC WE WOULD BE ABLE TO OVERCOME OUR DIFFERENCES.

5. ZAKARIA THEN ASKED FOR U.S. POSITION ON ARCHIPELAGOS. DCM REPLIED THAT OUR BASIC CONCERN AS REGARDS ARCHIPELAGOS WAS QUESTION OF FREE TRANSIT. HE SAID THAT WE UNDERSTOOD THAT QUESTION LIKE THIS WOULD BE A KNOTTY ONE FOR INDONESIA AND MALAYSIA TO WORK OUT; IT WOULD HAVE TO BE GOVERNED BY BILATERAL TREATY AND WE ANTICIPATED THAT THERE WOULD BE A NUMBER OF THESE AROUND THE WORLD COVERING PARTICULAR PROBLEMS. DCM DID NOT FORESEE USG OBJECTIONS TO SUCH AGREEMENTS AS LONG AS PRINCIPLE OF FREE TRANSIT OBSERVED. ZAKARIA THEN ASKED IF USG SUPPORTING INDONESIAN POSITION. DCM REPLIED THAT HE HAD NO INFORMATION THAT WE WERE AND HE BELIEVED THAT OUR POSITION WAS AS HE HAD

Approved For Release 2002/06/14 : CIA-RDP82S00697R000400140010-0

CABLE SEC DISSEM BY	PER	TOTAL COPIES	RUN BY	REPRODUCTION BY OTHER THAN ISSUING OFFICE IS PROHIBITED
C O N F I D E N T I A L				
PERSON/UNIT NOTIFIED				STATE MESSAGE
ADVANCE COPY ISSUED/SLOTTED		BY	AT	Z
ACTION UNIT	I	RF . FILE .	VR .	
	N			
ACTION #	F			
	O			
T 847879		EIA000		PAGE 03-03
				NC 59829

TOR:170925Z APR 76

DESCRIBED, DCM THEN ASKED STATUS OF INDONESIAN-MALAYSIAN NEGOTIATIONS ON SUBJECT. ZAKARIA MERELY SAID THEY WERE CONTINUING AND HE WAS OPTIMISTIC THEY WOULD ACHIEVE AGREEMENT. HE SAID THAT MALAYSIA HAS A SPECIAL PROBLEM BECAUSE IT IS THE ONLY COUNTRY IN THE WORLD DIVIDED THE WAY IT IS AND WITH A NEIGHBORING COUNTRY'S ISLANDS IN BETWEEN.

6, CONVERSATION ENDED WITH ZAKARIA REITERATING THAT GOM SHARED OUR SENSE OF URGENCY AND WOULD CONTINUE CAREFUL STUDY OF SECRETARY'S SPEECH. HE REPEATED THAT GOM'S INITIAL REACTION WAS THAT THE SECRETARY'S SPEECH WAS POSITIVE AND A STEP FORWARD.

7, COMMENT: THERE MAY BE SOME DIFFERENCES BETWEEN MINISTRY OF FOREIGN AFFAIRS, WHICH IS TRADITIONALLY VERY CAUTIOUS, AND THE

MINISTER OF LAW ON SOME ASPECTS OF THE LOS NEGOTIATIONS. ZAKARIA STATEMENT THAT KADIR HAD MEANT TO IMPLY SOVEREIGNTY IS CLEARLY DESIGNED TO NARROW WHAT KADIR SAID. IT MAY BE THAT OUR DELEGATION WILL FIND KADIR MORE FORTHCOMING THAN ZAKARIA WAS SUGGESTING. ALTHOUGH THESE ISSUES ARE SUBJECT TO INTER-MINISTERIAL REVIEW HERE, WE BELIEVE KADIR HAS GREAT DEAL OF NEGOTIATING FLEXIBILITY AND WOULD PROBABLY BE SUCCESSFUL IN GETTING THE PRIME MINISTER TO BACK ANY DECISIONS HE MAKES.

8, DCM FELT SLIGHTLY BOXED IN ON QUESTION OF INDONESIA AND ARCHIPELAGOS NEGOTIATIONS. HERE IN KUALA LUMPUR WE KNOW VAGUELY THAT WE HAVE BEEN NEGOTIATING WITH INDONESIA ON ISSUE BUT HAVE NO IDEA HOW PROBLEM IS DEVELOPING. WE FEEL IT WOULD BE A MISTAKE TO ACHIEVE AN AGREEMENT WITH INDONESIA THAT SEEMED TO DISREGARD MALAYSIAN INTEREST IN UNIMPeded TRANSIT BETWEEN TWO HALVES OF COUNTRIES. THIS WOULD NOT ONLY CAUSE DIFFICULTY FOR OURSELVES WITH MALAYSIA BUT COULD ALSO RESULT IN SERIOUS DISAGREEMENT BETWEEN MALAYSIA AND INDONESIA, WHICH IS NOT IN OUR INTEREST. WOULD APPRECIATE ANY GUIDANCE DEPT OR USUN CAN PROVIDE ON ARCHIPELAGO DISCUSSIONS. UNDERHILL

C O N F I D E N T I A L

Approved For Release 2002/06/14 : CIA-RDP82S00697R000400140010-0